App F IX 4

Previous References

19 55-6
(CM)

File No 23-55

Serial Nos 112/2
160

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

D18
E

Part B for

SUBJECT

Treating the Services of watchmen
of the Corporation as pensionable —

Mysore Government Secretariat

85/13/File No. III of 1955-56 [App F III 2

Serial No

By

the Commissioner C&B

Letter no B12 PR. 150/55-56 dt 6/9-2-56

Requests sanction to treat the services of Watchmen of the Corporation as pensionable

Submitted

1) The Commissioner requests to treat the services of Watchmen in the Corporation as pensionable by amending the M S R the permt services are pensionable and the Watchmen who are full time employees and being on same pay as those of Peons, are not given pension benefits the views of the Controller shall be obtained in the first instance Worked 361 13-3-56

28/3 Mc 29/-

2) Forwarded unofficially to the Comptroller in Mysore Block for favour of remarks

Thimmaiah

Secretary Commerce

11/3/56

CONTROLLER STATE ACCOUNTS DEPARTMENT Date 14 1956

Note—Contd Sheet

P T O

ES 13/1-11

File No | of 195 | Mysore Government Secretariat

Serial No

U O No 96 /CSA Dated 7-5-1956/8

3) Kind reference is invited to the U O Note No 784/CSA dated 12-2-1956 of this Office on a similar proposal made by the Mysore City Municipality in regard to the posts of seven watchmen, and Orders of Government communicated in letter No L 16594/CH 24-55-205 dated 21-3-1956 (from the Secretary to Government, Education & L S G Departments to the Commissioner, Mysore City Municipality) stating that the proposal of the City Municipal Council, Mysore, to make the posts of seven watchmen pensionable is not admissible under Annexure I (Rule 1) of the M S R and that such a concession in favour of watchmen may also lead to representations on the part of other categories of employees of the Municipality like sweepers, gardeners, etc , who are not eligible for pensions (and gratuities) under the present rules

4) The Commissioner, Corporation of Bangalore, has, however, represented that the service conditions of watchmen and those of peons in the Corporation are alike and that some posts are termed 'watchmen' instead of 'peons' for the sake of administrative convenience But, the term 'watchmen' is quite general and includes part-time employees, like the Churla Watchmen employed on fixed salaries without reference to their age and other conditions of recruitment It is, therefore, necessary that the Corporation converts such posts of watchmen, as they require to be made pensionable to the posts of "peons"

EDUCATION & L ... 8 MAY 1956

WD 0260—GPB—P Z S 1 30 000—21-5 55

Treating the service of watchmen of Coorgs as pensionable 18513/Bud

-2-

"peons" under the sanction of Government, before extending to them the benefit of pensions

(HARI D'SOUZA)
CONTROLLER-in-charge,
State Accounts Department,
Bangalore

The Secretary to Govt,
Edn & L S G Departments,
Bangalore

rs/3

5) Subd In the light of the above remarks of the Controller of S A D, it is for orders whether the Coorgs may be intimated to convert such posts of watchmen to the posts of peons under the sanction of Govt, before extending to them the benefit of pensions, as opined by the Controller S A D — refer para (V A (c)) supra

A

G
12/5/56

please file up collection No C M 2-4-55-205 Ms 14/5

represent in 14/5

(Accts Dy no 5938/56)

For orders whether they may await the return of the case file from S A D (Audit) as the collection referred to above is taken up for the month of No

31/5/56

6) The Suggestion at A may be appd

21/6

7) Secy (Edn & L Dept)

Minister (Edn & H & L Dept)

9/6/56

7/6

8)

12/6/56

9) Appd

13/7/56

14

11/7/56

EDUCATION & L S G SECRETARY
3534
12 JUN 1956

EDUCATION & L S G SECRETARY
3159
2 JUN 1956
GOVERNMENT OF MYSORE

FINANCIAL SECRETARY
GOVERNMENT OF MYSORE
9 JUN 1956
2993 F

EDUCATION & L S G SECRETARY
14 JUL 1956
GOVERNMENT OF MYSORE

OFFICE OF THE MINISTER FOR PUBLIC HEALTH & LOCAL-SELF GOVERNMENT
14 JUN
No 1153

Treating the services of watchmen Corps as pensionable.

8513/56

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10) draft letter re put up for appl

17/7/56
M. 18/7

11) Sgd

24/7/56

L-7267 / CM 2355-180 dated 28.7.56
Conveys that the Govt
decides that benefit of previous concession
given to watchmen of Corpn

B
2
13/8/56.

CORPORATION OF THE CITY OF BANGALORE

No B12 PR 150 55-56 8513

CORPORATION OFFICES,
BANGALORE

Dated 6th February, 195 6

FROM Cm 23 55-112

D R CHENNARUDRAIYA B A M Sc
COMMISSIONER,
CORPORATION OF THE CITY OF BANGALORE,
BANGALORE

10 FEB

TO

The Secretary to the Govt of Mysore,
Education and L S G Departments,
Bangalore

SIR,

Subject - Treating the services of Watchmen of the Corporation as pensionable

I write to state that the Accountant-General has returned several pension papers stating that the services of watchman under local Bodies are not pensionable as per Annexure I of M S R , and in the absence of any specific authority to count service rendered under the designation of "Watchman" in the Municipal Commission or in the Corporation, the service rendered is not pensionable

The services of the Watchmen of the Corporation of both City and Civil areas in different Sections are being treated as pensionable Establishments and they are eligible to pension and gratuity as per M S R rules, as in the case of inferior servants In the Corporation services, no distinction is made between a peon and a Watchman The Watchman is as much as a full time employee as any other Peon in the Corporation and is borne in a permanent Establishment The grade pay of the Peon and Watchman are the same viz , Rs 18-2-22 and the establishments are permanent and pensionable It is only for administrative convenience that some posts are termed as "Watchman", such as Burial Ground Watchman, Cattle-shed Watchman, Market Watchman, etc , as distinguished from 'Peons' and there is frequent interchange of hands from one office establishment to another The posts of Watchmen are shown as permanent in the Schedule of

p t o

of Establishment also and they are full time employees of the Corporation

The objection raised by the Accountant-General is on technical grounds on the basis of Articles under M'S R Rule Annexure of M S R. 8th Edition In these circumstances, I kindly request you to take action to amend the M S R. in this behalf as otherwise, we have to obtain sanction of Government in all such cases

Yours faithfully,

(M KRISHNAPPA)
MAYOR

(D R CHENNARUDRAIYA)
COMMISSIONER

SVR/-

GOVERNMENT OF MYSORE

No L 16594/CM 24-55-205 Mysore Government Secretariat,
Dated, Bangalore, 21-3-1956

FROM

The *Secretary to the Government of Mysore,*
Education & L.S.G.Departments.

To The Municipal Commissioner,
Mysore City Municipality,
(through the President)

Sir,

Subject:- Making the services of watchmen of the Municipality permanent - Mysore City Municipality.

With reference to your letter No C2.P.R.226. C.554/55-56 dated 3-11-1955, on the above subject, I am directed to state that the proposal of the City Municipal Council, Mysore, to make the posts of seven watchmen pensionable is not admissible under Annexure I (Rule 1) of the M.S R. and such a concession in favour of watchmen may also lead to representations on the part of other categories of employees of the Municipality like sweepers, gardeners, etc., who are not eligible for pensions (and gratuities) under the present rules

Yours faithfully,
(SD) ...
(V Hanumanthappa)
For Secretary to Government,
Education & L.S.G.Departments.

HGN.3/17.3.

Memo No.L. 16595 D 21-3-56.

The Controller, State Accounts Department, Bangalore, for information with reference to his U.O.Note No.784/C.S A. dated 18-2-1956.

(M A.Meccai)
For Secretary to Government,
Education & L.S.G.Departments.

Despatched

U.O.No. 784 /C.S.A. Dated 8-2-1956.
18

The proposal of the Mysore City Municipality to make the posts of seven watchmen pensionable is not admissible under Annexure 1 (Rule 1) of the M.S.R. Such a concession in favour of watchmen may also lead to representations on the part of other categories of employees of the Municipality like sweepers, gardners, etc. who are not eligible for pensions (& gratuities) under the present rules.

This being a comron question applicable to all Municipalities, instead of declaring a particular service in a particular Municipality as pensionable, it is desirable that the services of particular categories of employees in all Municipalities are declared pensionable in consultation with the Commissioner for Local Self Government, ~~Dept.~~ and other administrative authorities concerned, if Government so desire~~s~~.

(H. Rama Raj Urs)
CONTROLLER,
State Accourts Department,
Bangalore

The Secretary to Govt.,
Edn. & L.S.G. Deptts.,
Bangalore.

8/2/56 8/2/56

OFFICE OF THE

File No
Current No of 195

Subject in brief

Received on

From

Worked up and submitted on

NOTES AND ORDERS

U_O_no

The proposal of the Mysore city Municipality to make the posts of Seven watchmen ~~working there~~ as pensionable is not admissible under Annexure I Cruled of the MSR. Such a Concession in favour of watchmen may also lead to representations on the part of other categories of employees of the Municipal like sweepers, gardners etc who are not eligible for pensions/gratuities under the present ~~Standing~~ rules

Thus being a common Question applicable to all Municipalities instead of declaring a particular Service in a particular Municipality as pensionable, it is desirable ~~that a declaration is made to the effect that~~ the services of particular categories of employees in all Municipalities are declared ~~as~~ pensionable in consultation with the concerned S ~~of the Govt. So desire~~ and other administrative authorities concerned, if not so des

Controller

Note Contn Sheet

Submitted

Subject U O No Edn 233 dt 7-12-1955 Recd from the Secretary to Govt Edn & LSG regarding making the services of the watchmen of the Municipality permanent and pensionable

Remarks of AC MhAC No 3186 dt 22-12-1955

The AC reports that there are seven posts of watchmen at present in the grade 18 ½ - 22 and four others in grade Rs 15 - ½ - 20 in the M C M The Sanction to the continuance of the establishment of watchmen are being obtained from year to year The services of the watchmen of local bodies are treated as temporary and non pensionable as per Annexture I of the KSR (III edition) The average cost of entertaining 7 watchmen in grade 18 - ½ - 22 would come up to [redacted] Rs 1747 1/5 per annum.

Under Article 244 of the K S R the local bodies may if they have option, with the permission of Govt make a permanent arrangement for contributing for pensions from the general revenues for its permanent employees or for any specified classes of them by paying to Govt a contribution of one-ninth of the Sanctioned Salaries of the several appointments, provided that in the bills in which the establishment charges are drawn from treasury the contribution is added to

the Estt bill and paid from the funds of the local bodies by transfer credit to the General revenues at the time the Estt. bill is cashed

As reported by the AC in his report that the Art 350 of the MSA does not apply the above case since the watchmen are directly appointed by local bodies and they are not transfered from any dept to local bodies and their services are not counted as foreign service.

xx This connection it may be stated that Govt have sanctioned the proposal to make the Establishment of the Ministries of the M.C.omcal permanent and pensionable provided they were in service on or after 1-1-1947 ~~(G.O.L 391-4 CM 24-55-4 dt 12-4-1955~~ (G.O.L 6332-34/C.M.24-55-145 dt 30-8-1955) even they are also temporary employees of the local bodies

It may be added that that there is no objection in recommending such a proposal to Govt for consideration

24/12 The proposal of the M C M

to make the ~~appointments~~ posts of Seven Watchmen working there is not admissible under Annexure I (Rule 1) of the M S R. The request of the M C M Can be Complied with only in Case the provision ~~of~~ in the M S R referred to is amended It may not be desirable to do so, unless it is ascertained that all the other Municipal Councils are also generally of the opinion that such a Concession is necessary in the Case of the Watchmen working in their Municipalities also.

Such ~~relaxation~~ a Concession in favour of watchmen may also lead to representations on the part of the other Categories of employees like Sweepers, etc not eligible for pensions (and gratuities) now under the present rules (Annexure I of the M S R)

For orders whether a reply on the above lines may be proposed

11/5/55

We may enquire that as the rules stand at present, watchmen are not eligible for pension. Instead of issuing a common question applicable to all municipalities, instead of declaring a particular service in a particular municipality as pensionable it is desirable that a declaration is made to the effect a particular Category of employees in all municipalities as pensionable, if the Govt so desire A reply to the above effect may be put up.

M 3/1

WD 03706—GPB 1 000 pads of 100 sheets each—20/1/55

OFFICE OF THE

File No
Current No of 195

Subject in brief

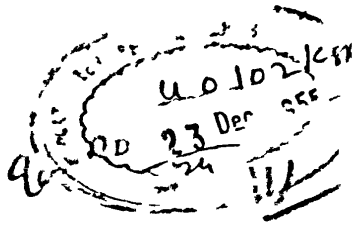
Received on

From

Worked up and submitted on

NOTES AND ORDERS

No.294/58/233
CMC



U.O.File No.233/dated 7-12-1955 received from the Secretary to Government, Education and L S.G.Departments, and forwarded in Controller's letter No.12354/CSA dated 9-12-1955, for remarks of the Assistant Controller, Local Audit Circle, Mysore, "regarding making the services of the watchmen of the Municipality permanent and pensionable "

U.O Reply No 3/86/MLAC Dated 22-12 55

The file is re-subritted with the following remarks

1) Accordingly to G O No L 3136-37/Cm 24-55-97 dated 20th June 1955, the posts of two watchmen in grade Rs 18-1/2-22 sanctioned in Government Order No L 10554-5/CM 26-54-4 148 dated 3-12-1954 and 5 watchmen in similar grade sanctioned in G O No L 12450-51/CM 26-54-161 dated 7-1-1955 were sanctioned and continued during 1955-56 The sanction to the continuance of the establishment of watchmen are being obtained from year to year as stated in para 1 of Commissioner's letter No C2 PR 226-C 554/55-56 dated 3-11-1954

2) According to Appendix 3 (item 7) of the Mysore Public Works Code and Annexure 1 of the Mysore Service Regulations (VIII Edition) the services of the watchmen are treated as temporary and non-pensionable Watchmen in the Public Works Department are in grade Rs 16-1/2-20 Of the watchmen in Municipal service seven proposed to be made permanent and pensionable are in grade Rs 18-1/2-22 and 4 others in grade Rs 15-1/2-20

As explained by the Commissioner in his letter dated 3-11-1955, three out of seven watchmen are learnt to be on duty at the Municipal Office (two for day duty and one for night duty) The other four watchmen are learnt to be on duty at the stores The Municipal Council is trying to reduce all its temporary establishments to the minimum possible extent The financial implications of the Proposition to make the watchmen's establishment perranent and pensionable have been worked out below for kind information

I (a) Average cost of grade Rs.18-1/2-22
= Rs ~~20-8/15~~ $20\frac{4}{5}$

The cost of 7 maistries per annum will be Rs ~~1724 4/5~~ $1747\frac{1}{5}$

(b) The Municipal Council will have to bear an additional cost of 1/4 the maximum pay of the appointments inclusive of D A in the case of inferior servants as per Art 350 and note 4 of Art 350 of the M S R (VIII Edition) (Fl(b)) 6339-c/124-53-17 dated 25-2-54) The extra cost so reckoned is based on the reasoning that that though according to Art 350 of the M S R, the contribution payable in respect of inferior servants in foreign service is directed to be taken at 1/8 of the maximum pay inclusive of D.A (note 4) for purposes of pension, it is felt that while calculating the extra cost for pension and leave allowances, the same has to be taken at

at 1/4 and not at 1/8th If this reasoning is not accepted, the cost may probably have to be taken only at 1/8th as per directions contained in Article 350 of the M S.R

$$\frac{\text{Maximum pay is Rs } 22+17(\text{DA}) \times 7 \text{ watchmen} \times 12 \text{ months}}{4}$$

i e , 3276/4 = Rs 819/- p a.

In this connection, it may be stated that Government have sanctioned the proposal to make the establishment of the 16 maistries of the Municipal Council permanent and pensionable The Government also further agreed to treat the entire service of the 16 maistries permanent and pensionable provided they were in service on or after 1-1-1947 (G O No L 391-4/CM 24-55-4 dated Bangalore the 12-4-1955 and Order No L 6332-34/CM 24-55-145 dated Bangalore 30-8-1955)

Therefore, now that the Council have resolved (Resolution No.871) dated 28-10-1955) to make the services of the watchmen permanent and pensionable, and that there is nothing in the prevailing rules against such a proposal, there would perhaps be no objection in recommending such a proposal to Government for kind consideration

24.12.55

Asst Controller,
Mysore Local Audit Circle

28/12/55

- Appendings of the Government of Mysore.

SUBJECT

Government order No I. 331-4/C.M. 24-55-4 dated 12-4-55 according sanction to treat the services of sixteen maistries (14 maistries of the Malahat Cane, one Thirty of the Cordons Section and one maistry of the Avenue Section) of the Mysore city Municipality as pensionable from the commencement of their services in the Engineering Section provided they were in Municipal service on or after 1-1-47 and contribution is paid with retrospective effect.

Letter No PV 19/ Comm dated 3-5-55 from the Accountant General, Mysore Bangalore stating that the Mysore city Municipality has not entered into any permanent arrangement with Government under Article 244 Mysore Service Regulations for payment of contributions for the pension of their employees and that the pension charges in respect of the employees of the Mysore city Municipality are being allotted and charged to the funds of the Municipality according to the rule of proportions and that therefore the question of recovery of pension contribution does not arise even in respect of the services of the sixteen maistries and requesting in the circumstances stated period orders of Government in this behalf.

3. Letter No C.M.P.T. 243 C 800/54-55 dated 3-6-55 from the Municipal Commissioner, Mysore city Municipality forwarding his report in the matter.

4. The official Note No Ac. Mys P.V. 19/Comm dated 14-7-55 of the Accountant General Mysore, Bangalore, on the subject.

Order No I. 6333-34/CH 24-55-145

Dated, Bangalore the 30-8-55.

In modification of Government order No.I. 331-4/CH 24-55-4 dated 12-4-55 read above sanction is accorded to treat the services of sixteen maistries of the Mysore city Municipality as pensionable from the commencement of their services in the Engineering Section provided they were in Municipal services on or after 1-1-1947.

By order and in the name of the Governor of Mysore,
Sd. V. Venkatappa
Secretary to Govt. Rdn & L.S.G Departments.

To

The Municipal Commissioner,
City Municipal Office,
Mysore Dated 1-9-55.

Memo.
Copy to Municipal Engineer, Auditor, Accounts C3.

for Municipal Commissioner.

PSK

'instead of 'pens' for the sake of
administrative convenience is not
acceptable to Govt. The term watchmen
is quite general and includes part time employees
like the Chowkidars watchmen employed on fixed
salaries without reference to their age and
other conditions of recruitment. I am
therefore to request you kindly to convert
such posts of watchmen, as they request
to be made pensionable to the posts of 'pens'
under the sanction of Govt, before extending
to them the benefits of pensions

9-1

24/7/56

Order to Cut
Edn & Legs
& 17/7 N.

W.A. 7268-69 D 28-7-56
Reply to Controller S.A.D. for information with reference
to their no WP(C) 96/56 C.S.# dated 7/8/56 re
Convention recd & due herewith returned.
Encl Annexure A & B